THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.13114 of 2007

Between:

Mahmood Khan.

.. PETITIONER

and

The Project Officer and others.

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RESPONDENTS

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ORDER:

It is the case of the petitioner that pursuant to the report of the

Mandal Revenue Officer, Gudihathnoor, the Special Deputy Collector, (Tribal Welfare), Adilabad, initiated proceedings under A.P. Scheduled Areas Land Transfer Regulation 1/59 as amended by Regulation 1/70, and passed ejectment order against the petitioner for taking possession of the land admeasuring Ac.2-00 gts. in Sy.No.233 situated at Tosham village, Gudihathnoor Mandal, Adilabad District, into the custody of the Government vide proceedings No.TW-A2/297/2005, dated 27-11-2006. Aggrieved by the same, the petitioner, who is the pattedar, filed an appeal along with a stay application on 01-03-2007 before the 2nd respondent. It is stated that so far the stay application has not been considered and disposed of. It is further stated that pending disposal of the appeal as well as the stay application, the 4th respondent is taking steps to dispossess the petitioner from the land in question.

As the appeal is pending before the 2nd respondent, without expressing any opinion as to the merits of the case, I am of the opinion that it is just and proper to direct the 2nd respondent to consider and dispose of the appeal itself.

Accordingly, the writ petition is disposed of directing the 2nd respondent to consider and dispose of the appeal, as expeditiously as possible, in accordance with law, after giving reasonable opportunity to all the concerned. Pending disposal of the appeal, status-quo obtaining as on today shall be maintained by both the parties. There shall be no order as to costs.

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22-06-2007

Prv